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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Seiro YAHATA et al.

Serial Number: 08/701,457

Filed: August 22, 1996



Group Art Unit: 2821

Examiner: M. WIMER

For: ANTENNA FOR TRANSPONDER AND TRANSPONDER

PETITION TO REVIVE UNDER 37 C.F.R. §1.137(b)

BOX: PETITIONS

Assistant Commissioner for Patents
Washington, D.C. 20231

Date: September 24, 1999

Dear Sir:

Applicants hereby petition to revive the above-identified application which was unintentionally abandoned by failing to file an Appeal Brief by the due date of February 21, 1999.

The entire delay in filing the required reply, the Appeal Brief, from the due date of the reply, February 21, 1999, until the filing of a grantable petition pursuant to 37 CFR §1.137(b) was unintentional because of an error in the docketing of the due date. The error consisted of an erroneous entry in the docket listing the Appeal Brief as having been filed when, in fact, it had not been filed. The Notice of Abandonment dated September 13, 1999 and received September 15, 1999 was the first actual notice of the abandonment. Therefore, this Petition should be considered timely. The Appeal Brief is attached hereto.

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In view of the fact that the application was unintentionally abandoned, and that the required reply is filed herewith, it is respectfully requested that this petition be granted.

Enclosed is our check in the amount of \$1,210.00 for the petition fee herein.

In the event that any additional fees are due with respect to this paper, please charge our Deposit Account No. 01-2340.

Respectfully submitted,

ARMSTRONG, WESTERMAN, HATTORI,
McLELAND & NAUGHTON



William L. Brooks
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Reg. No. 34,129

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